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*Intellectual Property Law*

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WILLIAM CHARLES JAMISON, Ph.D.

\*Admitted only in states indicated

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**FACSIMILE TRANSMISSION COVER SHEET**

DATE: August 11, 2005

TO: Examiner Joshua L. Pritchett  
Group Art Unit 2872  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RE: U.S. Patent Application No. 10/694,659  
For: MAGNIFYING OBSERVATION APPARATUS, METHOD FOR OBSERVING  
MAGNIFIED IMAGE, AND COMPUTER-READABLE MEDIUM  
Our Ref: 3140-017

FROM: Luke A. Kilyk, Esq. *LS*

FAC. TEL. NO.: 1-571-273-8300

**NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 18**

Items Attached: Amendment -- 14 pages  
Extension of Time Form -- 1 page  
Credit Card Payment Form -- 1 page  
Fee Transmittal -- 1 page

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on August 11, 2005.

Kim Blum  
Name (Print)

*Kim Blum*  
Signature

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KILYK BOWERSOX PLLC AUG 11 2005 PAGE 03

PTO/SB/17 (10-03)

Approved for use through 07/31/2008. OMB 0851-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">for FY 2005</h3> <p style="font-size: small; margin: 5px 0;">Effective 10/01/2003. Patent fees are subject to annual revision.</p> <p><input type="checkbox"/> Applicant Claims small entity status. See 37 CFR 1.27</p>				<p><b>Complete if Known</b></p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr><td>Application Number</td><td>10/694,659</td></tr> <tr><td>Filing Date</td><td>October 28, 2003</td></tr> <tr><td>First Named Inventor</td><td>Inomata</td></tr> <tr><td>Examiner Name</td><td>Joshua L. Pritchett</td></tr> <tr><td>Art Unit</td><td>2872</td></tr> <tr><td>Attorney Docket No.</td><td>3140-017</td></tr> </table>				Application Number	10/694,659	Filing Date	October 28, 2003	First Named Inventor	Inomata	Examiner Name	Joshua L. Pritchett	Art Unit	2872	Attorney Docket No.	3140-017																																																																																																																																																																						
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<p><b>METHOD OF PAYMENT (check all that apply)</b></p> <p> <input type="checkbox"/> Check               <input checked="" type="checkbox"/> Credit card               <input type="checkbox"/> Money Order               <input type="checkbox"/> Other               <input type="checkbox"/> None           </p> <p><input checked="" type="checkbox"/> Deposit Account</p> <p>             Deposit Account Number: 50-0925              Deposit Account Name: Kilyk &amp; Bowersox, P.L.L.C.           </p> <p>The Director is authorized to: (check all that apply)</p> <p> <input type="checkbox"/> Charge fee(s) indicated below               <input checked="" type="checkbox"/> Credit any overpayments  <input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)  <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.           </p>				<p><b>3. ADDITIONAL FEES</b></p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520</td><td>For filing a request for ex parte reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>120</td><td>2251</td><td>60</td><td>Extension for reply within first month</td><td>120.00</td></tr> <tr><td>1252</td><td>450</td><td>2252</td><td>225</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>1020</td><td>2253</td><td>510</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1580</td><td>2254</td><td>795</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,160</td><td>2255</td><td>1,080</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>500</td><td>2401</td><td>250</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>500</td><td>2402</td><td>250</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>1,000</td><td>2403</td><td>500</td><td>Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>600</td><td>2452</td><td>250</td><td>Petition to revive - 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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on August 11, 2005.

Kim Blum  
Name (Print) Signature

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Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Inomata	)	Examiner:	Joshua L. Pritchett
	)		
Application Number: 10/694,659	)	Group Art Unit:	2872
	)		
Filed: October 28, 2003	)	Confirmation No.:	3997
	)		
Docket No.: 3140-017	)		

For: **MAGNIFYING OBSERVATION APPARATUS, METHOD FOR OBSERVING MAGNIFIED IMAGE,  
AND COMPUTER-READABLE MEDIUM**

**AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

August 11, 2005

Sir:

This Amendment is in response to the Office Action dated April 19, 2005, for which the Examiner has set a three-month period for response. A petition for a one month extension of time and the requisite fee are submitted herewith, thus making the response due on or before August 19, 2005.

Please amend the above-identified application as follows:

**Amendments to the claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 10 of this paper.

08/12/2005 MBINAS 00000024 10694659

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